

1 AN ACT in relation to court fees.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Counties Code is amended by changing Section
5 5-1101 as follows:

6 (55 ILCS 5/5-1101) (from Ch. 34, par. 5-1101)

7 Sec. 5-1101. Additional fees to finance court system. A
8 county board may enact by ordinance or resolution the following
9 fees:

10 (a) A \$5 fee to be paid by the defendant on a judgment of
11 guilty or a grant of supervision for violation of the Illinois
12 Vehicle Code other than Section 11-501 or violations of similar
13 provisions contained in county or municipal ordinances
14 committed in the county, and up to a \$30 fee to be paid by the
15 defendant on a judgment of guilty or a grant of supervision for
16 violation of Section 11-501 of the Illinois Vehicle Code or a
17 violation of a similar provision contained in county or
18 municipal ordinances committed in the county.

19 (b) In the case of a county having a population of
20 1,000,000 or less, a \$5 fee to be collected in all civil cases
21 by the clerk of the circuit court.

22 (c) A fee to be paid by the defendant on a judgment of
23 guilty or a grant of supervision under Section 5-9-1 of the
24 Unified Code of Corrections, as follows:

- 25 (1) for a felony, \$50;
26 (2) for a class A misdemeanor, \$25;
27 (3) for a class B or class C misdemeanor, \$15;
28 (4) for a petty offense, \$10;
29 (5) for a business offense, \$10.

30 (d) A \$100 fee for the second and subsequent violations of
31 Section 11-501 of the Illinois Vehicle Code or violations of
32 similar provisions contained in county or municipal ordinances

1 committed in the county. The proceeds of this fee shall be
2 placed in the county general fund and used to finance education
3 programs related to driving under the influence of alcohol or
4 drugs.

5 (e) In each county in which a teen court, peer court, peer
6 jury, youth court, or other youth diversion program has been
7 created, a county may adopt a mandatory fee of up to \$5 to be
8 assessed as provided in this subsection. Assessments collected
9 by the clerk of the circuit court pursuant to this subsection
10 must be deposited into an account specifically for the
11 operation and administration of a teen court, peer court, peer
12 jury, youth court, or other youth diversion program. The clerk
13 of the circuit court shall collect the fees established in this
14 subsection and must remit the fees to the teen court, peer
15 court, peer jury, youth court, or other youth diversion program
16 monthly, less 5%, which is to be retained as fee income to the
17 office of the clerk of the circuit court. The fees are to be
18 paid as follows:

19 (1) a fee of up to \$5 paid by the defendant on a
20 judgment of guilty or grant of supervision for violation of
21 the Illinois Vehicle Code or violations of similar
22 provisions contained in county or municipal ordinances
23 committed in the county;

24 (2) a fee of up to \$5 paid by the defendant on a
25 judgment of guilty or grant of supervision under Section
26 5-9-1 of the Unified Code of Corrections for a felony; for
27 a Class A, Class B, or Class C misdemeanor; for a petty
28 offense; and for a business offense.

29 (f) The proceeds of all fees enacted under this Section
30 ~~must shall~~, except as provided in subsections ~~subsection~~ (d)
31 and (e), be placed in the county general fund and used to
32 finance the court system in the county, unless the fee is
33 subject to disbursement by the circuit clerk as provided under
34 Section 27.5 of the Clerks of Courts Act.

35 (Source: P.A. 87-670; 87-1075; 87-1230; 88-45.)